

MESSAGE FROM THE GOVERNOR.

Mr. J. T. Bowman, private secretary of the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House:

Executive Office,
State of Texas.

Austin, March 10, 1911.

To the House of Representatives:

House bill No. 226, being "An Act appropriating the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary for the enforcement of any and all laws and for the purpose of paying any and all necessary expenses in bringing and prosecuting any and all suits; and for the employment of special counsel and paying the expenses in collecting evidence; and providing that such appropriation shall be expended under the direction of the Attorney General; and declaring an emergency," is herewith returned to you without approval.

In view of all which has transpired I cannot but conclude that the object of this bill is political.

By the terms of Chapter 21 of the Acts of the Thirty-first Legislature a similar appropriation to that provided for in House bill No. 226, was made, but according to its terms its expenditure could not be contracted for except upon the approval of the Governor. I do not know of any condition which has arisen since the convening of the Thirty-first Legislature that would justify the control of such an appropriation being taken out of the hands of the Chief Executive. By the terms of the Constitution it is made his duty to cause the laws to be faithfully executed. He is further charged with the supervision and general control over the fiscal affairs of the State.

Besides, I desire to call attention

to the fact that there now remains unexpended in the State Treasury \$4,419.88 of the sum appropriated by Chapter 21 of the Acts of the Thirty-first Legislature. There remains unexpended in the Treasury \$7,640.01 of the appropriation of \$10,000 made to the Attorney General's Department for the enforcement of the anti-trust statutes. The bill before me carries with it the emergency clause. Even if such an appropriation as the bill makes was necessary, in any sense, to the proper enforcement of the laws of this State, no emergency for its passage now exists.

Section 6 of Article 8 of the Constitution makes the following provision: "No money shall be drawn from the Treasury but in pursuance of specific appropriations made by law; nor shall any appropriation of money be made for a longer term than two years." In my humble opinion, the appropriation of lump sums of money to be expended by the head of any department indiscriminately, is at least in violation of the spirit of the constitutional limitations above quoted. It affords opportunity for wasteful and unnecessary application of public funds; tempts the dispenser of same to create unnecessary places and fix the compensation of those whom he may assign to fill them. I do not think it was the intention of the makers of our Constitution to permit this to be done, for the language of Section 44, Article 3, is as follows: "The Legislature shall provide by law for the compensation of all officers, servants, agents and public contractors, not provided for in this Constitution." The Legislature heretofore has always prescribed the salaries of office assistants to the Attorney General. The last appropriation bill made provision for five such office assistants and fixed their salaries. Out of the appropriation made by Chapter 21, Acts of the

Thirty-first Legislature, the Attorney General has created three additional office assistants places and filled them with persons drawing salaries of \$2500 per annum, or \$500 more than the Legislature provided for the other regular office assistants to receive, with exception of the chief assistant.

In my opinion, the provisions of the Constitution which I have quoted, do not justify the conferring of such authority upon the head of any executive department. The last Legislature appropriated \$100,000 to the use of the Governor for the meeting of deficiencies, leaving to his discretion the expenditure of said appropriation. By a previous Act of the Legislature, which is referred to in the appropriation I have just referred to above, the head of any department or institution in the State is prohibited from creating a deficiency except upon application to the Governor, who is required to give thirty days notice before such deficiency can be created by the head of such department or institution.

I have refused since my induction into the office of Governor, to use any of such appropriation, upon the ground that I do not believe it would be constitutional. I do not think the Legislature can properly or should confer such discretionary power upon the Governor or any other public servant. I take the high ground that such authority is not good for the public weal. I would not approve an appropriation of this character subject to my own control, and certainly it could not be expected that I would approve it for the use of others.

I have stated publicly upon the stump, and otherwise, that I believed the appropriation made by the last Legislature had been wasted, and that no general public benefit had been derived from its expenditure. I attach hereto a statement from the Comptroller of Public Accounts under date of December 25, 1910, showing the persons to whom money has been paid out of the appropriation made by Chapter 21, Acts of the Thirty-first Legislature, and mark this statement "Exhibit A," and make the same a part of this message. Attached to this message also, marked "Exhibit B," is a statement made up from the vouchers on file in the Comptroller's office, showing the purposes for which these

moneys shown in the statement furnished by the Comptroller, were expended.

I think I have already said enough, together with the statements which I am attaching, to show that the appropriation sought to be made by House bill No. 226 is unnecessary.

Something has been said about the prosecution of land frauds and the violators of gambling and liquor laws of the State by corporations formed under the laws of this State for social purposes. Some of the heaviest litigation undertaken upon the part of the State for the recovery of public lands improperly patented, was by former Attorney Generals Hogg, Culberson and Bell, and they had no special appropriations and only three assistants. There are those in the Legislature who will recall the diligence with which these Attorney Generals prosecuted the pleas of the State and recovered large tracts of land illegally held and illegally patented. It would be interesting by comparison with the accomplishments of these Attorney Generals to furnish a statement showing the recoveries of land by the expenditure of money out of appropriation provided for by Chapter 21 of the Acts of the Thirty-first Legislature, but it is not my purpose to go into a detailed discussion of this matter. I will venture to assert, however, that often the Land Commissioner has directed the forfeiture of lands on account of collusion, and was subsequently instructed to cancel such forfeiture by the Attorney General's office. If the Legislature is to make a provision for the prosecution of such land cases, in my opinion, the Land Commissioner should be given an appropriation for the payment of an adequate salary to a competent attorney who should be required to give all of his attention to the filing and trying of all suits necessary to protect the rights of the State.

It is not my purpose, nor is it my desire, to asperse or misrepresent any man, but an examination of the expenditures of money out of the \$25,000 appropriation heretofore, amply justifies the position which I have taken, and which I herein reassert, when I say that the discretionary expenditure of large sums of money, without restraint, by the head of any department of State Government is not desirable

and is against good public policy. No man in the State is more desirous of seeing the full and complete enforcement of the law than myself, but I think the time has come in Texas when hypocritical pretensions to enforcement of the law should give way to actions which will speak for themselves. It has been charged, perhaps for political purposes, and may be for the purpose of securing the passage of certain enactments, that I have desired to shield and protect social organizations who are violating the gambling and liquor laws of the State. At the beginning of my term of office as Governor, and as provided by the Constitution I shall do, I communicated my views upon certain public questions to the Legislature, in the course of which I made the following recommendation:

"It has been vaguely insinuated that I am favorable to a policy which would permit these unlawful social corporations to continue their business, but those who cast out such reflections are blinded with personal or political prejudice to such an extent that they are willing to sacrifice the truth in exchange for what they think will serve them as political capital. If the Legislature will amend this law there will be no charters issued by one department of the State Government and straw men set up for another department to knock down. The shame of it in one instance will be stopped and the expense of it in the other will be done away with."

The foregoing language was used in connection with the suggestion which I made that the corporation laws of this State be so amended as to authorize the Secretary of State to inquire into the purposes for which a social incorporation is incorporated, and if in his opinion, the purpose was immoral, that he be authorized to refuse to file the charter. The Legislature is now about to adjourn, and with all the moral professions of the majority of its members, and the ease with which they could have passed a bill curing the defect in the present law, nothing has been done with respect to it.

Shortly after my inauguration, however, I requested the Secretary of State to pursue the course which I asked the Legislature to direct him to do by a positive statute, and he has pursued that course with gratifying results.

I also caused the Secretary of State to furnish me with a list of the social clubs chartered under the laws of this State, and directed the State Revenue Agent to secure a list of the persons holding an internal revenue liquor dealers' license from the Federal Government, and subsequently I addressed the following communication to the Attorney General:

Austin, Texas, Feb. 25, 1911.
Hon. J. P. Lightfoot, Attorney General, Austin, Texas.

Dear Sir: Under the terms of the so-called Robertson-Fitzhugh liquor dealers' law, passed by the Thirty-first Legislature, corporations are denied the right to engage in the business of selling intoxicating liquors.

The Secretary of State, at my request, has furnished me with a list of "social clubs," organized under the laws of this State, 234 in number. I now quote from Chapter 6-A of the Penal Code, as follows:

"Article 411a. The payment of the United States special tax as a seller of spirituous, vinous, or malt liquors shall be held to be prima facie evidence that the person or persons paying such tax are engaged in selling such liquors."

By a comparison of the list of "social clubs" with a list of the persons licensed to sell liquors by the Internal Revenue Collector for the Southern District of Texas, I find among the list of "social clubs" furnished me by the Secretary of State the following that have paid United States special tax as a seller of spirituous, vinous, or malt liquors, to-wit:

Pin Oak Bowling Club, Houston; Galveston Boat and Yacht Club, Galveston; Eureka Club, Houston; Railway and Pullman Porters' Exchange, San Antonio; University Club, San Antonio; The Brays Bayou Gun and Rifle Club, Houston; The Eagle Club, Waco; Austin Country Club, Austin; Azilola Club, Galveston; Paragon Social Club, Houston; Harmony Club, Beaumont; Austin Garden Association, Austin; Working Men's Social Club, Houston; San Antonio Country Club, San Antonio; Orchestra Club, Houston; Avenue Club, Austin; Concordia Club, Houston; Magnolia Bowling Club, Houston; Alamo Bowling Association, Houston; Missouri Garden and Bowling Association, San Antonio; Riverside Club,

Port Arthur; Houston Launch Club, Houston; Forest Tavern Club, San Antonio; Harmony Club, Austin; Hyde Park Club, San Antonio; Houston Country Club, Houston; Lakeview Club, Port Arthur; Social Club of South Presa Street, San Antonio; Houston Turn Verein, Houston; Toltec Club, El Paso; Llano Club, Llano; Speedway Social Club, San Antonio; Fort Sam Houston Enlisted Men's Club, San Antonio; Holland Social Club, San Antonio; Garden Club, San Antonio; Eikhart Club, San Antonio; Ozark Club, Galveston; Railroad Men's Club, San Antonio; Lone Star Amusement Club, Galveston; Wilhehushah Club, San Antonio; Alameda Social Club, San Antonio; Austin Turn Verein, Austin; Ben Hur Social Club, San Antonio; Army Post Club, San Antonio; Country Club, El Paso; Cinco de Mayo Social Club, San Antonio; Alamo Club, San Antonio; Bexar Club, San Antonio; Army Club, San Antonio; Central City Social Club, Waco; Society of Goodfellowship, Port Arthur; Sunflower Club, Beaumont; Ivy Social Club, San Antonio; Owls, Port Arthur.

As soon as I can receive a list of the internal revenue liquor tax payers from the North Texas Federal District, I will forward you a list of the clubs incorporated under the laws of this State situated in that district which may have a liquor dealers license from the Federal Government.

Section 22 of Article four of the Constitution, among other things in prescribing the constitutional duties of the Attorney General, says he "shall officially inquire into the charter rights of all private incorporations, and from time to time in the name of the State take such action in the court as may be proper and necessary to prevent any private corporation from exercising any power, or demanding or collecting any species of taxes, toll, freight or wharfage not authorized by law. He shall, whenever sufficient cause exists, seek a judicial forfeiture of such charters, unless otherwise expressly directed by law."

Section ten of Article four of the Constitution says that the Governor "shall cause the laws to be faithfully executed." In obedience to this requirement, and in harmony with Article 2907 of the Revised Civil Statutes, I call your attention to the

facts herein stated and request you to institute proceedings in the District court of Travis county to forfeit the charters of the corporations above enumerated.

You are the only official authorized to institute proceedings to forfeit the charters of private corporations, and I furnish you herewith ample prima facie evidence upon which to proceed.

You are further respectfully advised that any additional evidence you may deem necessary I will obligate myself to procure through the office of the State Revenue Agent without expense to your Department.

I further desire to assure you that any necessary expense incurred by you in carrying out this request will be paid by me, if necessary, out of the appropriation made by the Legislature to the Governor for the enforcement of the law.

Please acknowledge this letter and advise me without delay what you will do in the premises.

Yours truly,
(Signed) O. B. COLQUITT,
Governor.

If the Legislature can and would pass a law empowering the Governor to instruct all district and county attorneys to do so, I will guarantee that every social club in Texas holding an internal revenue liquor dealer's license will have its charter forfeited as soon as cases against them could be reached on the docks of the courts of the country, and this would be done without the appropriation of a single extra dollar to accomplish it.

And if the Legislature will appropriate as much as \$3,000 for the employment of a competent lawyer who shall be at the disposal of the Land Commissioner, I will guarantee a better protection of the people's rights in this regard in prosecuting land frauds with the expenditure of that sum of money than they have had by the disbursement of all that has been expended out of the appropriation made by the Thirty-first Legislature, to which previous reference has been made in this message.

I have no desire to inter-meddle with the manner in which any other public servant discharges the duties of his office, but where the Legislature imposes a right or a duty upon the Governor it will be fully exer-

cised. It is my purpose to uphold the dignity of the Constitution and the laws of this State, and I pledge anew all of the energy that I possess, to a proper enforcement of the same. In my efforts to do so, I do not ask the Legislature to confer upon me any unwarranted authority.

The appropriation made in the bill which I am returning to you is probably identical with the wording of the bill contained in Chapter 21 of the Acts of the Thirty-first Legislature, with the exception that the control of the Governor over the expenditure of same is denied. I take no exceptions to this, and the measure would have met with my disapproval had the money been exclusively subject to my control, or had the bill contained the same provision as that passed by the Thirty-first Legislature.

There are many other good and substantial objections which I could assign for the disapproving of this measure, but I will desist from doing so at this time.

Respectfully submitted,
O. B. COLQUITT,
Governor of Texas.

EXHIBIT A.

Showing, by voucher number, expenditures out of \$25,000 appropriation, July 1909, to December 25, 1910.

EXPENSES OF ENFORCING ANY AND ALL LAWS.

Chapter 21, Thirty-first Legislature, First Called Session.

1909.	Warrant No.	Amount.
July 22	To Oliver Typewriter Co.....	49,899 \$ 72 96
July 27	To R. E. Crawford.....	50,061 40 00
July 28	To O. A. Leddy.....	50,107 16 25
July 31	To O. A. Leddy.....	50,655 137 65
July 31	To O. E. Pinckney.....	50,656 64 51
July 31	To L. A. Dale.....	50,657 137 65
Aug. 7	To R. G. Dunn & Co.....	59,140 2 40
Aug. 7	To F. Stevens.....	59,141 100 00
Aug. 9	To J. J. Terrell.....	59,220 221 55
Aug. 14	To O. A. Leddy.....	59,487 25 00
Aug. 14	To L. T. Dashiell.....	59,488 25 00
Aug. 16	To L. A. Dale.....	59,551 2 50
Aug. 16	To H. P. Bickler.....	59,552 91 00
Aug. 17	To D. J. Pickle.....	59,558 1 05
Aug. 18	To John O. Herring.....	59,632 1 10
Aug. 18	To Wells-Fargo Ex-press Co.....	59,633 25
Aug. 18	To H. E. Luter.....	59,634 1 10
Aug. 18	To Pacific Express Co.....	59,635 40
Aug. 19	To S. W. T. & T. Co.....	59,687 6 00
Aug. 19	To F. Stevens.....	59,688 75
Aug. 19	To H. T. Bailey.....	59,689 150 00
Aug. 25	To R. V. Davidson.....	59,859 1 95
Aug. 28	To E. B. Harrell.....	60,072 3 25
Aug. 28	To B. D. Lindsey.....	60,073 3 00
Aug. 28	To J. D. Moore.....	60,074

1909.	Warrant No.	Amount.
Aug. 28	To H. T. Burton.....	60,075 7 85
Aug. 30	To Amer. Ex. Co.....	60,105 1 25
Aug. 31	To O. A. Leddy.....	60,447 208 33
Aug. 31	To L. A. Dale.....	60,448 208 33
Aug. 31	To O. E. Pinckney.....	60,449 100 00

Total..... \$ 1,631 58

1909.	Warrant No.	Amount.
Sept. 2	To D. J. Pickle.....	101 \$ 2 75
Sept. 2	To M. B. Wright.....	102 75
Sept. 2	To D. J. Pickle.....	103 45 85
Sept. 2	To John B. Saunders.....	136 4 35
Sept. 2	To B. D. Lindsey.....	137 2 00
Sept. 7	To Wells-Fargo Ex. Co.....	390 30
Sept. 7	To W. U. Tel. Co.....	391 6 59
Sept. 7	To F. J. Hall.....	392 13 60
Sept. 10	To John E. Keller.....	619 34 20
Sept. 10	To John J. Terrell.....	641 241 30
Sept. 21	To W. E. Murray.....	1,165 30 00
Sept. 27	To Von Boeckmann-Jones Co.....	1,459 1 25
Sept. 29	To Wm. E. Hawkins.....	1,618 29 85
Sept. 29	To E. E. Gibson.....	1,622 67 50
Sept. 30	To L. A. Dale.....	1,861 208 33
Sept. 30	To O. A. Leddy.....	1,862 208 33
Sept. 30	To O. E. Pinckney.....	1,863 100 00
Oct. 6	To W. E. Hawkins.....	2,658 35 00
Oct. 15	To John J. Terrell.....	3,445 253 10
Oct. 19	To S. W. T. & T. Co.....	3,740 4 25
Oct. 19	To E. P. Jordan.....	3,741 5 10
Oct. 19	To O. A. Leddy.....	3,742 23 40
Oct. 29	To J. L. Goggans.....	4,199 18 00
Oct. 29	To E. E. Gibson.....	4,200 26 75
Oct. 29	To A. R. Anderson.....	4,201 1 00
Oct. 29	To J. L. Goggans.....	4,202 20 00
Oct. 29	To Wells-Fargo Ex. Co.....	4,203 1 20
Oct. 30	To O. A. Leddy.....	4,442 208 33
Oct. 30	To L. A. Dale.....	4,443 208 33
Oct. 30	To O. E. Pinckney.....	4,444 100 00
Nov. 1	To R. V. Davidson.....	4,785 50 00
Nov. 1	To John J. Terrell.....	4,827 305 31
Nov. 8	To T. O. Eads.....	5,379 33 50
Nov. 8	To W. H. McCulloch.....	5,380 113 65
Nov. 8	To W. U. Tel. Co.....	5,381 3 35
Nov. 8	To John M. Rood.....	5,382 2 50
Nov. 8	To Hayden Trigg.....	5,383 10 80
Nov. 8	To O. A. Leddy.....	5,384 19 50
Nov. 11	To Postal Tel. & Cable Co.....	5,702 1 90
Nov. 11	To W. A. Porter.....	5,703 4 40
Nov. 11	To F. J. Hall.....	5,704 1 00
Nov. 11	To Wells-Fargo Ex. Co.....	5,705 25
Nov. 16	To O. A. Leddy.....	6,026 18 75
Nov. 16	To W. U. Tel. Co.....	6,027 1 52
Nov. 16	To J. W. Whately.....	6,028 4 00
Nov. 26	To Pacific Ex. Co.....	6,500 2 35
Nov. 26	To John Braustler.....	6,513 5 85
Nov. 26	To J. P. Platts.....	6,514 5 00
Nov. 30	To O. A. Leddy.....	6,920 208 33
Nov. 30	To L. A. Dale.....	6,921 208 33
Nov. 30	To O. E. Pinckney.....	6,922 100 00
Nov. 30	To The Stacy-Robbins Co.....	7,199 150 00
Dec. 3	To John J. Terrell.....	7,475 208 00
Dec. 13	To O. A. Leddy.....	8,132 7 05
Dec. 17	To W. U. Tel. Co.....	8,379 1 71
Dec. 17	To Amer. Ex. Co.....	8,380 1 49
Dec. 27	To Postal Tel. & Cable Co.....	8,764 3 53
Dec. 27	To R. V. Davidson.....	8,765 8 30
Dec. 31	To O. A. Leddy.....	9,254 208 33
Dec. 31	To L. A. Dale.....	9,255 208 33
Dec. 31	To O. E. Pinckney.....	9,256 100 00
1910.		
Jan. 5	To A. L. Ledbetter.....	9,715 95
Jan. 5	To Austin Statesman Co.....	9,714 10 00
Jan. 10	To Sam I. Kellum.....	10,142 11 70
Jan. 14	To John J. Terrell.....	10,512 214 90

Warrant.				Warrant.			
		No.	Amount.			No.	Amount.
1900.				1910.			
Jan. 15	To W. U. Tel. Co.	10,592	3 12	June 17	To S. W. T. & T. Co.	22,342	3 75
Jan. 15	To S. W. T. & T. Co.	10,617	3 35	June 25	To R. H. Connerly	22,611	37 00
Jan. 21	To James D. Walthall			June 28	To H. P. Bickler	22,733	16 50
Jan. 21	(trip to Washington)	11,017	250 00	June 30	To J. W. Brady	23,041	208 33
Jan. 21	To Postal Tel. & Cable Co.	10,983	5 02	June 30	To L. A. Dale	23,042	208 33
Jan. 31	To L. A. Dale	11,830	208 33	June 30	To O. E. Pinckney	23,045	100 00
Jan. 31	To John W. Brady	11,831	208 33	July 1	To Jno. J. Terrell	23,339	208 00
Jan. 31	To C. E. Pinckney	11,834	100 00	July 2	To D. J. Pickle	23,426	28 95
Feb. 2	To John J. Terrell	12,124	208 00	July 5	To J. P. Lightfoot,		
Feb. 4	To W. U. Tel. Co.	12,298	19 49	stamps		23,488	200 00
Feb. 10	To Postal Tel. & Cable Co.	12,814	1 00	July 9	To W. U. Tel. Co.	23,931	7 02
Feb. 11	To D. J. Pickle	12,863	587 25	July 16	To Jas. D. Walthall	24,202	24 50
Feb. 11	To S. W. T. & T. Co.	12,864	7 80	July 18	To D. J. Pickle	24,228	34 25
Feb. 19	To James D. Walthall			July 30	To John W. Brady	24,874	208 33
	(trip to Washington)	13,351	250 00	July 30	To L. A. Dale	24,875	208 33
Feb. 28	To L. A. Dale	13,928	208 33	July 30	To O. E. Pinckney	24,876	100 00
Feb. 28	To John W. Brady	13,929	100 00	Aug. 4	To John J. Terrell	25,389	208 00
Feb. 28	To C. E. Pinckney	13,932	208 00	Aug. 4	To Wells-Fargo Ex. Co.	25,422	1 70
Mar. 1	To John J. Terrell	14,166	1 90	Aug. 13	To W. U. Tel. Co.	25,910	6 46
Mar. 4	To Amer. Ex. Co.	14,326	200 00	Aug. 25	To S. W. T. & T. Co.	26,484	7 25
Mar. 5	To B. E. Crawford	14,422	30 00	Aug. 31	To J. W. Brady	27,050	208 36
Mar. 8	To L. A. Leddy	14,665	30 00	Aug. 31	To L. A. Dale	27,051	208 36
Mar. 16	To Postal Tel. & Cable Co.	15,304	4 12	Aug. 31	To C. E. Pinckney	27,052	100 00
Mar. 16	To S. W. T. & T. Co.	15,309	20 65	Total			\$12,701 28
Mar. 31	To James D. Walthall			Sept. 3	To Jno. J. Terrell		208 00
	(postage)	16,442	100 00	Sept. 16	To Wells-Fargo Ex. Co.	963	45
Mar. 31	To L. A. Dale	16,300	208 33	Co.		1,204	65
Mar. 31	To John W. Brady	16,301	208 33	Sept. 24	To S. W. T. & T. Co.	1,204	208 33
Mar. 31	To C. E. Pinckney	16,304	100 00	Sept. 30	To John W. Brady	2,204	208 33
Mar. 31	To O. A. Dahlich	16,430	62 17	Sept. 30	To L. A. Dale	2,205	208 33
April 8	To J. C. Bird	17,190	57 21	Sept. 30	To Sam D. Snodgrass	2,206	138 88
April 8	To James Walker	17,191	57 39	Sept. 30	To Lella Craig	2,208	33 33
April 9	To S. D. Louthion	17,284	32 74	Sept. 30	To O. E. Pinckney	2,210	33 33
April 9	To John J. Terrell	17,285	268 15	Oct. 3	To John J. Terrell	2,556	208 00
April 11	To James D. Walthall	17,390	22 95	Oct. 4	To Amer. Ex. Co.	2,584	45
April 13	To S. W. T. & T. Co.	17,585	4 65	Oct. 14	To W. U. Tel. Co.	3,428	11 53
April 13	To Postal Tel. & Cable Co.	17,590	46	Oct. 14	To Wells-Fargo Ex. Co.	3,435	1 49
April 13	To W. U. Tel. Co.	17,591	1 60	Oct. 14	To Postal Tel. & Cable Co.	3,436	1 27
Warrant.				Oct. 28	E. O. Gaines	4,365	34 50
		No.	Amount.	Oct. 31	To J. W. Brady	4,764	208 33
1910.				Oct. 31	To L. A. Dale	4,768	208 33
April 25	To S. H. Cowan	18,172	\$ 70 00	Oct. 31	To Sam D. Snodgrass	4,769	208 33
April 30	To L. A. Dale	18,642	208 33	Oct. 31	To Lella Craig	4,770	100 30
April 30	To Jno. W. Brady	18,643	208 33	Nov. 1	To D. J. Pickle	4,980	208 00
April 30	To C. E. Pinckney	18,646	100 00	Nov. 1	To John J. Terrell	5,062	250 00
May 3	To W. P. Williams	19,133	6 00	Nov. 18	To McGregor & Gaines	6,153	9 50
May 3	To M. D. Brown	19,137	9 00	Nov. 22	To Geo. W. Tilley	6,406	208 33
May 3	To G. W. Kennedy	19,138	1 72	Nov. 30	To John W. Brady	7,222	208 33
May 3	To O. D. McReynolds	19,139	5 60	Nov. 30	To L. A. Dale	7,223	208 33
May 3	To A. L. Ledbetter	19,140	3 35	Nov. 30	To Sam D. Snodgrass	7,224	208 33
May 3	To A. L. Ledbetter	19,142	95	Nov. 30	To Lella Craig	7,227	100 00
May 4	To James D. Walthall			Dec. 1	To John J. Terrell	7,400	208 00
	(trip to Dallas)	19,176	25 00	Dec. 2	To J. E. Trainer	7,507	48 60
May 4	To John J. Terrell	19,183	208 00	Dec. 3	To S. A. Taxicab & Auto Co.	4,563	3 00
May 10	To Wm. H. Gray	19,707	81 10	Dec. 5	To W. U. Tel. Co.	7,691	7 95
May 11	To S. H. Cowan	19,711	116 50	Dec. 15	To Charley Euloc	8,342	15 00
May 11	To Postal Cable and Tel. Co.	19,712	6 73	Dec. 17	To J. O. Bird	8,576	60 25
May 12	To James D. Walthall			Dec. 17	To James W. Walker	8,577	59 05
	(trip to Washington)	19,805	225 00	Dec. 19	To Pacific Ex. Co.	8,673	55
May 13	To L. A. Dale	19,871	25 00	Dec. 19	To H. P. Bickler	8,674	131 85
May 13	To D. J. Pickle	19,872	17 70	Dec. 20	To Miss Lella Craig		
May 13	To S. W. T. & T. Co.	20,408	7 70	(part of salary)		8,780	80 00
May 23	To J. L. Goggans	20,410	2 50	Dec. 24	To John W. Brady	8,892	48 20
May 23	To R. H. Connerly	20,413	24 60	Total			\$ 3,622 87
May 23	To R. H. Connerly	20,417	45 65	Expenses of Enforcing any and all Laws.			
May 23	To W. U. Tel. Co.	20,418	5 38	Warrant.			
May 24	To Amer. Ex. Co.	20,530	40			No.	Amount.
May 24	To W. U. Tel. Co.	21,091	50	1909.			
May 31	To John W. Brady	21,092	208 33	April 20	By appropriation	\$	\$25,000 00
May 31	To L. A. Dale	21,092	208 33	Aug. 21	By O. A. Leddy, D. W. No. 2,854		6 80
May 31	To C. E. Pinckney	21,095	100 00	Nov. 15	By O. A. Leddy, D. W. No. 572		10 80
June 2	To Jewel Lightfoot						
	(stamps)	21,452	100 00				
June 2	To Jno. J. Terrell	21,453	208 00				
June 15	To John W. Brady	22,216	5 50				
June 17	To W. U. Tel. Co.	22,313	6 66				
June 17	To Postal Tel. & Cable Co.	22,814	2 02				

1910		
Jan. 9	By O. A. Leddy, D. W. No. 844.....	6 00
Feb. 23	By James G. Walthall, D. W. No. 1,335 (trip to Washington).....	9 00
April 1	By R. E. Crawford, D. W. No. 1,657.....	42 25
1909		
Aug. 31	To Expenses year Sept. 1, 1908 to Aug. 31, 1909.....	1,631 58
1910		
Aug. 31	To Expenses year Sept. 1, 1909 to Aug. 31, 1910.....	12,701 88
Dec. 24	To Expenses year of 1911 up to in- cluding 12-24.....	3,622 87
	To balance.....	7,118 52
		\$25,074 35 \$25,074 35

1910	
Dec. 25	By balance..... \$ 7,118 52

EXHIBIT B.

Detailed statement of expenditures out of \$25,000 appropriation, July 1909, to December 25, 1910.

Out of Appropriation for Enforcement of Laws:

Salaries:

July 1909	Leddy	\$ 137 65
	Dale	137 65
	Pinckney, (steno.)	64 51
Aug. 1909	Leddy	208 33
	Dale	208 33
	Pinckney	100 00
Sept. 1909	Leddy	208 33
	Dale	208 33
	Pinckney	100 00
Oct. 1909	Leddy	208 33
	Dale	208 33
	Pinckney	100 00
Nov. 1909	Dale	208 33
	Leddy	208 33
	Pinckney	100 00
Dec. 1909	Leddy	208 33
	Dale	208 33
	Pinckney	100 00
Jan. 1910	Dale	208 33
	Brady	208 33
	Pinckney	100 00
Mar. 1910	Brady	208 33
	Dale	208 33
	Pinckney	100 00
April 1910	Dale	208 33
	Brady	208 33
	Pinckney	100 00
May 1910	Brady	208 33
	Dale	208 33
	Pinckney	100 00
June 1910	Brady	208 33
	Dale	208 33
	Pinckney	100 00

July 1910	Brady	208 33
	Dale	208 33
	Pinckney	100 00
Aug. 1910	Brady	208 33
	Dale	208 33
	Pinckney	100 00
Sept. 1910	Brady	208 33
	Snodgrass	208 33
	Dale	208 33
	Craig, (steno.)	33 33
	Pinckney, (steno.)	33 33
Oct. 1910	Brady	208 33
	Dale	208 33
	Snodgrass	208 33
	Craig	100 00
Nov. 1910	Dale	208 33
	Brady	208 33
	Snodgrass	208 33
	Craig	100 00
		\$8,681 36

OUT OF APPROPRIATION FOR ENFORCEMENT OF LAWS:

Salary and expenses of J. J. Terrell:

July 12 to 31, 1909.....	\$ 221 55
August, 1909	241 30
September, 1909	283 10
October, 1909	305 31
November, 1909	208 00
December, 1909	214 90
January, 1910	208 00
February, 1910	208 00
March, 1910	268 15
April, 1910	208 10
May, 1910	208 00
June, 1910	208 00
July, 1910	208 00
August, 1910	208 00
September, 1910	208 00
October, 1910	208 00
November, 1910	208 00
	\$3,822 21

Traveling Expenses—\$25,000 Appropriation.

L. T. Dashiell, Houston, tax matters, August, 1909.....	\$ 25 00
Asst. Leddy, Dallas.....	19 50
Atty. Gen. Davidson, Galveston, (balance).....	8 30
Atty. Gen. Davidson, Beaumont (balance).....	1 30
Asst. Hawkins, Texarkana.....	35 00
Atty. Gen. Davidson, Galveston, to investigate west end of Galveston Island	50 00
Asst. Brady, New Boston.....	48 20
Asst. Walthall, Washington, January, 1910	250 00
Asst. Walthall, Washington	22 95
Asst. Walthall, Washington, February, 1910	250 00
Asst. Crawford, Washington, March, 1910	200 00
Asst. Leddy, Dallas.....	30 00
Asst. Walthall, Washington, May, 1910	225 00
Asst. Dale, Kountze, May, 1910.....	25 00
Asst. Brady, Burnet, June, 1910.....	5 50
Asst. Walthall, Dallas, July, 1910.....	34 50
Asst. Crawford, Palestine (including expenses of L. T. Dashiell, July, 1910)	40 00
Asst. Leddy, Houston, August, 1910.....	25 00
Total.....	\$1,295 25

Court Costs, Expense of Witnesses, Etc.— \$25,000 Appropriation.		December, 1910	55
			\$19 71
D. J. Pickle, costs in Cause 26,029, October, 1910		\$ 4 90	
J. E. Trainer, constable Bexar coun- ty., November, 1910		48 60	
J. C. Bird and J. W. Walker, expense as witnesses in land case, Decem- ber, 1910		119 30	
S. L. Kellum, expense as witness, June, 1910		11 70	
D. J. Pickle, court costs in various cases, July, 1910		587 25	
J. C. Bird, expense as witness in State vs. Haley, April, 1910		114 60	
L. D. Louthlan, expense as witness		92 89	
S. H. Cowan, half cost printing reply brief Texas Rate Case, April, 1910		70 00	
W. P. Williams, notary fees, April, 1910		6 00	
D. J. Pickle, costs State vs. Western Union Tel. Co., May, 1910		17 70	
J. L. Goggan, expense as witness, May, 1910		2 50	
R. H. Connelly, costs, June, 1910		37 00	
D. J. Pickle, costs, July, 1910		38 95	
D. J. Pickle, costs, July, 1910		34 25	
E. B. Harrell, fees and serving cita- tion, August, 1910		16 05	
J. B. Sanders, fees and mileage, Sep- tember, 1909		6 35	
Sheriff of Baltimore, fees, August, 1909		2 50	
F. Stevens, abstract of land on Harbor Island, August, 1909		100 00	
J. P. Pitts, taking depositions, November, 1909		5 00	
J. M. Rood, citation, November, 1909		2 50	
Sheriff Dallas county, fees, October, 1909		10 80	
D. J. Pickle, costs, September, 1909		2 75	
G. S. Matthews, venire fee		48 85	
F. J. Hall, fees, September, 1909		13 60	
J. L. Goggan, taking depositions, October, 1909		18 00	
J. L. Goggan, taking depositions, October, 1909		20 00	
M. D. Brown, taking depositions, April, 1910		9 00	
G. W. Kennedy, witness, April, 1910		1 72	
O. D. Reynolds, depositions, April, 1910		5 50	
A. L. Ledbetter, fees, April, 1910		4 30	
R. H. Connelly, costs, May, 1910		24 60	
Sheriff McLennan county, fees, November, 1910		9 50	
J. M. Whitley, serving citation, No- vember, 1909		4 00	
Total		\$3,203 76	
Supplies, Etc.—\$25,000 Appropriation for Enforcement of Law.			
Kodak fixtures, September, 1909		\$ 34 20	
Upright O. V. Unit, lock and fixtures		52 17	
One Oliver typewriter, July, 1910		72 96	
Photo materials		5 10	
Lettering kodak		1 25	
Total		\$ 165 68	
Express Charges—\$25,000 Appropriation.			
July, 1909		\$ 5 15	
August, 1909		30	
October, 1909		25	
November, 1909		2 35	
March, 1910		1 90	
April, 1910		40	
August, 1910		2 75	
August, 1910		1 70	
August, 1910		40	
August, 1910		2 76	
September, 1909		1 20	
Outside Help—\$25,000 Appropriation.			
W. H. McCollough, examination of cor- poration Grand Falls Mutual Co., October, 1909		\$113 65	
E. C. Gaines, taking evidence in Ringling Bros. vs. McDonald, October, 1910		34 50	
McGregor & Gaines, Ringling Bros. vs. McDonald, November, 1910		250 00	
W. H. Gray, investigation of occupation tax due State by Receiver of Waters- Pierce Oil Co., April, 1910		81 10	
		\$479 25	
Telephone Bills—\$25,000 Appropriation.			
August, 1909		\$14 45	
September, 1909		4 25	
November, 1909		1 90	
January, 1910		7 80	
February, 1910		20 65	
February, 1910		3 75	
March, 1910		3 35	
March, 1910		4 65	
March, 1910		1 60	
April, 1910		7 70	
April, 1910		5 38	
April, 1910		50	
May, 1910		6 66	
July, 1910		7 25	
August, 1910		65	
		\$300 54	
Telegraph Bills—\$25,000 Appropriation.			
August, 1909		\$ 6 50	
September, 1909		3 35	
October, 1909		1 62	
December, 1909		3 53	
December, 1909		3 20	
December, 1909		3 12	
January, 1910		19 49	
January, 1910		5 02	
February, 1910		1 00	
February, 1910		4 12	
March, 1910		2 06	
April, 1910		5 38	
April, 1910		50	
May, 1910		6 66	
May, 1910		6 73	
June, 1910		7 02	
July, 1910		6 46	
September, 1910		11 53	
December, 1910		7 95	
		\$105 23	
Out of Appropriation for Enforcement of Laws:			
Postage.			
J. P. Lightfoot		\$150 00	
J. D. Walthall, March, 1910		103 00	
J. P. Lightfoot		100 00	
J. P. Lightfoot, July, 1910		200 00	
R. V. Davidson, August, 1909		150 00	
		\$703 00	
Spent for postage out of regular appro- priation for that purpose for year end- ing Aug. 31, 1910		\$200 00	
Out of regular appropriation Aug. 31, 1910 to date		100 00	
Appropriation \$100 for postage, express, telegraph, etc., balance this date		\$275 54	
Stenographic Service—\$25,000 Appropriation.			
H. P. Bickler, August, 1909		\$ 91 00	

		Warrant		Amount.
		No.		
T. O. Eads, Dallas, November, 1909-----	33 50	8674	H. P. Bickler, transcribing testimony Cause 25,197, State vs. L. Haley, December, 1910	131 35
E. E. Gibson, (Club cases), October, 1909-----	18 00	8780	Miss Lelia Craig, part of salary as stenographic clerk, December, 1910-----	30 00
W. O. Murray, State vs. J. J. Terrell, September, 1909-----	30 00	8892	Jno. W. Brady, expenses to New Boston, in trial of case, Sanders State Bank vs. W. E. Hawkins, December, 1910-----	48 20
E. E. Gibson, investigation of Hawkins at Dallas, September, 1909-----	67 50	9061	J. P. Lightfoot, postage-----	150 00
H. P. Bickler, transcribing testimony, case State vs. Haley, December, 1910-----	131 35	10142	S. I. Kellum, expenses as witness in Cause 25393, State vs. Guthrie, January, 1910-----	11 70
Lelia Craig, part of salary as stenographic clerk, December, 1910-----	30 00	10512	J. J. Terrell, salary and expenses, December, 1909-----	214 90
H. P. Bickler, preparing statement of facts in State vs. I. B. Davidson, June, 1910-----	16 50	10592	W. U. Tel. Co., telegrams December, 1909-----	3 12
	\$417 85	10983	Postal Tel. Co., tolls, January, 1910-----	5 02
Warrant		11017	J. D. Walthall, trip to Washington, cases of S. W. Oil Co. vs. State, and R. R. Commission vs. A. T. & S. F. Ry., January, 1910-----	250 00
No.	Amount.	12814	Postal Tel. Co., telegrams February, 1910-----	1 00
C19	Sept. 10, 1900, Jno. E. Keller, Kodak and fixtures-----	12124	J. J. Terrell, salary, January, 1910-----	208 00
641	J. J. Terrell, salary August 1909 and traveling expenses-----	12863	D. J. Pickle, costs in various cases, January, 1910-----	587 25
963	Wells-Fargo Ex. Co., express, August, 1910-----	12864	S. W. Tel. Co., tolls, January, 1910-----	7 80
1468	S. W. Tel. Co., toll August, 1910-----	13351	J. D. Walthall, trip to Washington, in case of S. W. Oil Co. vs. State, February, 1910-----	250 00
1622	E. E. Gibson, Court reporting in connection with investigations of Asst. Hawkins at Dallas, September, 1909-----	14166	J. J. Terrell, salary, February, 1910-----	208 00
2556	J. J. Terrell, salary for September, 1910-----	14326	American Express Co., express, March, 1910-----	1 90
2658	W. E. Hawkins, expenses on trip to Texarkana, land case, October, 1909-----	14422	R. E. Crawford, trip to Washington, in case of R. R. Commission vs. A. T. & S. F., March, 1910-----	200 00
2584	American Express Co., August, 1910-----	14665	O. A. Leddy, trip to Dallas in case State vs. Allemania Society, State vs. Scientific, Political Literary Society, and State vs. County Cavan Club and others, March, 1910-----	30 00
3435-6	Express and telegraph, October, 1910-----	15304	Postal Tel. Co., telegrams, February, 1910-----	4 12
3445	J. J. Terrell, salary and expenses, September, 1909-----	15309	S. W. Tel. Co., telegrams, February, 1910-----	20 65
4365	E. O. Gaines, taking evidence in case of Ringling Bros. vs. McDonald, October, 1910-----	16430	O. A. Dahlbich, upright O.V. Unit, DF AU lock and fixtures, March, 1910-----	52 17
4785	R. V. Davidson, expenses to Galveston to examine titles of land on East end of Galveston Island, November, 1909-----	16442-3	J. D. Walthall, postage, March, 1910-----	103 00
4827	J. J. Terrell, salary, October, 1909, expenses (including ammunition)-----	17190-1	J. C. Bird, et al., witnesses in case State vs. L. Haley, April, 1910-----	114 60
4980	D. J. Pickle, costs in case No. 26029, October, 1910-----	17284-5	L. D. Louthian, expenses witness in State vs. L. Haley, April, 1910-----	300 89
5062	J. J. Terrell, salary, October, 1910-----	17390	J. D. Walthall, balance due on expenses of trip to Washington, State vs. S. W. Oil Co., March, 1910-----	22 95
6153	McGregor & Gaines, Ringling Bros. vs. McDonald, services, November, 1910-----	17590	Postal Tel. Co., telegrams, March, 1910-----	46
7199	Stacy-Robbins Co., bond-policies, October, 1910-----	17591	W. U. Tel. Co., telegrams, March, 1910-----	1 60
7400	J. J. Terrell, salary, November, 1910-----	18172	S. H. Cowan, one-half cost printing reply brief in Texas Rate Case, April 1910-----	70 00
7475	J. J. Terrell, salary, November, 1909-----	19133	W. P. Williams, notary fees, April, 1910-----	6 00
7563	San Antonio Taxicab Co., taxicab, O. A. Leddy, October, 1910-----			
7507	J. E. Trainer, Constable of Bexar county, for serving processes, November, 1910-----			
7691	W. U. Tel. Co., telegrams, December, 1910-----			
8342	Charley Enloe, securing data from records of Comptroller in preparation of suits against corporations for non-payment of franchise taxes, December, 1910-----			
8379-80	W. U. Tel. Co., telegrams, December, 1909-----			
8376-77	J. C. Bird and J. W. Walker, expenses Alpine to Austin, as witnesses in land suits, December, 1910-----			
8673	Pacific Express Co., express, December, 1910-----			

Warrant No.	Amount.	Warrant No.	Amount.
	W. H. McCullough, examination of the corporation of Grand Falls Mutual Co., October, 1909		O. D. Reynolds, depositions in State vs. County Cavan Club, April, 1910
	113 65		5 50
	W. U. Tel. Co., September, 1909		A. L. Ledbetter, sheriff Dallas county, fees County Cavan case, April, 1910
	3 35		3 35
	J. M. Rood, citation State vs. Julia A. McLain, November, 1909	20410-13	Ledbetter, fees in State vs. E. M. Powell, April, 1910
	2 50		95
	C. A. Leddy, trip to Dallas in cause Itasca Ind. School District vs. McElroy, November, 1909		J. P. Kirk, collector Travis county, Morley Bros. case, fees, May, 1910
	19 50		45 65
	Sheriffs fees, State vs. County Cavin Club, October, 1909		R. H. Connerly, costs in State vs. Sulflow, et al., May, 1910
3740-47	S. W. Tel. Co., September, 1909	141-2	J. J. Terrell, salary, August, 1909
	4 25	3426-8	203 00
	E. P. Jordan, photo materials, September, 1909	25900	Western Union Tel. Co., September, 1910
	5 10		11 53
	C. A. Leddy, Dallas trip, club cases, October, 1909		Western Union Tel. Co., July, 1910
	23 40		6 46
10616-17	S. W. Tel. Co., December, 1910	23929	Western Union, June, 1910
6498-6500	Pacific Ex. Co., October, 1909	25422-5	7 02
5694-5705	F. J. Hall, citation State vs. I. B. Davidson, November, 1909	6406-10	Wells-Fargo Ex. Co., August, 1910
	1 00		1 70
	Wells-Fargo Ex., November, 1909		Sheriff McLennan Co., fees, November, 1910
	25		9 50
	S. W. Tel. Co., November, 1909	8125-32	C. A. Leddy, expenses to Sherman, etc., in matter of Waters-Pierce tax case, December, 1909
	1 90		7 05
101-107	D. J. Pickle, costs, September, 1909	6024-28	Western Union, October, 1909
	2 75		J. W. Whatley, serving citation, November, 1909
	M. B. Wright, citation State vs. Lincoln, August, 1909		4 00
	75		
	G. S. Matthews, venire fee, State vs. Sulflow, September, 1908		RECAPITULATION.
388-393	Wells-Fargo Ex. Co., August, 1909		Salaries in office.....
	48 85		\$ 8,681 36
	Western Union, August, 1909		J. J. Terrell.....
	6 59		3,822 81
	F. J. Hall, sheriff El Paso county, fees September, 1909		Postage.....
8757-65	Patrol Tel. Co., December, 1909		703 00
	8 53		Court costs, expense of witnesses, etc.
	R. V. Davidson, investigation of claim of State to land on Galveston Island, balance due, December, 1909		1,490 66
	8 30		Traveling expenses.....
	R. V. Davidson, balance due on trip to Beaumont anti-trust cases, December, 1909		1,295 25
9713-22	Austin Statesman, advertising citation, December, 1909		Stenographic service.....
	10 00		417 85
	A. L. Ledbetter, sheriff Dallas county, service of citation, January, 1910		Telegraph.....
4196-4203	J. L. Goggans, taking depositions in State vs. Scientific Assn., October, 1909		105 23
	18 00		Telephone.....
	E. E. Gibson, stenographer, State vs. club cases, October 23		90 54
	26 75		Express.....
	J. L. Goggans, taking depositions in State vs. Allemania Society, October, 1909		19 71
	20 00		Supplies (sundry).....
1164-70	W. C. Murray, stenographic service, State vs. J. J. Terrell, Presidio county, September, 1909		165 68
	1 20		Outside help.....
1617-19	W. E. Hawkins, trip to Dallas in case State vs. Dallas Gas Co., September, 1909		479 25
	30 00		
1458-60	Von Boeckmann-Jones Co., lettering kodak, September, 1909		Total.....
	1 25		\$17,270 84
17584-5	S. W. Tel. Co., March, 1910		
19136-45	M. D. Brown, taking depositions in State vs. Cavan Club, April, 1910		
	4 65		
	G. W. Kennedy, witness in State vs. Cavan Club, April, 1910		
	9 00		
	1 72		